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CENTRAL FAX CENTER  
MAY 26 2009

### Applicant Initiated Interview Request Form

Application No.: 10/800,848 First Named Applicant: David K. BIEGELSEN  
Examiner: F. OLANIRAN Art Unit: 2614 Status of Application: Pending

**Tentative Participants:**

(1) Examiner Olaniran (2) Jesse Sukman (#54,477)  
(3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview: June 2, 2009 Proposed Time: \_\_\_\_\_ (AM/PM)

**Type of Interview Requested:**

(1) ☐ Telephonic (2) ☒ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: \_\_\_\_\_

### Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Applied Reference(s)	Discussed	Agreed	Not Agreed
(1) §103(a)	1, 3-6, 8-11, 13-23	Pompei (#2001/0007591), Kino (#3,953,825), and Manabe (6,556,687)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

**Brief Description of Arguments to be Presented:**

The May 12 Advisory Action fails to have addressed all arguments raised in the May 4 Request for Reconsideration (Request). Specifically, the Advisory Action fails to show how the recited process of "learning" is somehow suggested by Kino and fails to provide any technical basis for how the recited "storing sets of transmission parameters" may be considered to be inherently disclosed by Kino.

One having ordinary skill in the art would not have predictably combined the teachings of Pompei and Kino with any reasonable degree of success. The May 12 Advisory Action asserts that arguments with regard to cost of manufacture are insufficient to overcome the §103 rejection. However, no such argument had been made in the May 4 Request.

An interview was conducted on the above-identified application on \_\_\_\_\_

**NOTE:**

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of substance of this interview (37 CFR 1.133(b)) as soon as possible.

\_\_\_\_\_  
(Applicant/Applicant's Representative Signature)

\_\_\_\_\_  
(Examiner/SPB Signature)